

**REMARKS**

At the outset, the Examiner is thanked for the thorough review and consideration of the pending application. The Advisory Action dated July 21, 2004 has been received and its contents carefully reviewed.

Claims 1, 2, 5-7, 9, 11-14, and 17-31 are pending in the application with claims 3, 4, 10, 15, and 16 being canceled and withdrawn from consideration. Applicants thank the Examiner for allowing claims 5, 6, and 17-31.

Claims 1 and 2 are rejected under 35 U.S.C. §112, second paragraph, as being indefinite. Applicants amend claim 1 to overcome this rejection and respectfully submit that claim 1 is allowable. Claim 2 is allowable at least by virtue of its dependency on claim 1.

Claims 1, 7, and 11-14 are rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 5,672,888 to Nakamura. Claim 2 is rejected under 35 U.S.C. §103(a) as being unpatentable over Nakamura in view of U.S. Patent 6,356,318 to Kawahata.

The rejection of claims 1, 7, and 11-14 is respectfully traversed and reconsideration is requested. Claim 1 is allowable over the cited references in that each of these claims recites a combination of elements including, for example, “a storage electrode sunken in the gate insulating film to overlap with the gate line, said storage electrode uncovered by said gate insulating film”. None of the cited references including Nakamura and Kawahata, singly or in combination, teaches or suggests at least this feature of the claimed invention. The structure of claim 1 of the present invention is different from the Nakamura structure in that Nakamura discloses a storage electrode 221 formed underneath the gate insulating film 208 (Nakamura, Fig. 4c and column 6, lines 54-67). This is acknowledged by the Examiner in the Office Action. (Page 3, para. 5). The Examiner does not allege that Kawahata discloses or suggests this feature.

Because the storage electrode 221 is underneath the gate insulating film 208 in Nakamura, then Nakamura cannot disclose “a storage electrode sunken in the gate insulating film to overlap with the gate line, said storage electrode uncovered by said gate insulating film” as recited in claim 1. Therefore, claim 1 is allowable over Nakamura at least for this reason. Claims 2 and 5-6 are allowable at least by virtue of their dependence on claim 1.

Claim 7 is allowable over the cited references in that each of these claims recites a combination of elements including, for example, “a storage electrode on a first gate insulating film to cover the gate electrode and the gate line”. None of the cited references including Nakamura and Kawahata, singly or in combination, teaches or suggests at least this feature of the claimed invention. The structure of claim 1 of the present invention is different from the Nakamura structure in that Nakamura discloses a storage electrode 221 formed underneath the gate insulating film 208 (Nakamura, Fig. 4c and column 6, lines 54-67). This is acknowledged by the Examiner in the Office Action (Page 3, para. 5). The Examiner does not allege that Kawahata discloses or suggests this feature.

Because the storage electrode 221 is underneath the gate insulating film 208 in Nakamura, then Nakamura cannot disclose “a storage electrode on a first gate insulating film to cover the gate electrode and the gate line” as recited in claim 1. Therefore, claim 7 is allowable over Nakamura at least for this reason. Claims 9 and 11-14 are allowable at least by virtue of their dependence on claim 7.

Accordingly, Applicant respectfully submits that claims 1, 7, and 11-14 are allowable over the cited references.

If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at (202) 496-7500 to discuss the steps necessary for placing the application in condition for allowance. All correspondence should continue to be sent to the below-listed address.

Application No.: 10/028,300

Docket No.: 8733.508.00-US

Amendment dated March 8, 2005

Reply to Non-Final Office Action dated October 28, 2004

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time, or any other fees required to complete the filing of this response, may be charged to Deposit Account No. 50-0911. Please credit any overpayment to deposit Account No. 50-0911. A duplicate copy of this sheet is enclosed.

Dated: March 8, 2005

Respectfully submitted,

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